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REGULAR MEETING

LICENSING BOARD

COUNCIL CHAMBERS

THURSDAY

March 10, 2016

9:30 A.M.

1. 9:30 A.M. CALL TO ORDER 

Present: Frank Palaia, Chair
 Rudolf C. Hauser, Jr., Vice Chair
 Michael Cardiff
 Mary E. Belanger, Alternate
 T. Sol. Matthew T. Oliverio, Esq.
 Donna L. Giordano, Clerk

Absent: Adrian T. Pelchat, Jr.
 Joseph M. Nigrelli, Jr. (arrived 9:35 a.m.)

Also Present: Debra Gent, Licensing Assistant

SALUTE TO THE FLAG

Led by Mr. Palaia

2. CONSENT CALENDAR Approval of Minutes

Regular Meeting - [January 14, 2016](#)


Special Meeting - [January 25, 2016](#)

Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the aforesaid minutes be accepted and approved as printed. (Voted Unanimously)

3. PUBLIC COMMENTS 

Comments shall be limited to agenda items, excluding matters to be scheduled for public hearing.

None

4. PUBLIC HEARINGS (Liquor Licenses & Others) 

Motion by Mr. Cardiff, Seconded by Ms. Belanger, to open the Public Hearing. (Voted Unanimously)

Liquor License Application - Upgrade

From: Class B Limited

[Fazio Brothers Inc](#)

dba: Ten Sandwiches

98 Bay St

To: Class B Victualer

Fazio Brothers Inc

dba: Ten Sandwiches

same location

Present: Robert Lombardo, Esq., representing applicant
Padric Fazio, Owner

Mr. Lombardo explained that the Fazio brothers are seeking to upgrade their liquor license, which they have had since 2014. He noted the conditions that were placed on the current Class B-Ltd license and requested that the upgrade to a Class B-Vict. be granted. He requested a copy of the letters that were submitted from objectors. With reference to the alleged lack of notice, he stated that there is no credible evidence that the property owners were not notified of this hearing. He noted that the property manager of the association received notice and felt that the condo association received notice, albeit the property owners did not; however, they were made aware of the hearing.

The following individual was present and objected to the upgrade: John Seidel, 11 Briar Hill Dr., CT; all of the property owners did not receive proper notice; requested that the hearing be continued

In response to questioning by the Board, the Clerk explained that, due to incorrect data in the GIS system, which was used to obtain the list of property owners within 200 feet, several property owners failed to receive notice of the hearing. She stated that she learned today that the GIS system was not updated with current information.

Town Solicitor Oliverio felt that, being that the notice was defective, it would be appropriate to continue the hearing for proper notice. He stated that there will be an appeal no matter what the outcome is today and that the matter would be sent back to this board; therefore, the hearing should be continued.

No one appeared in favor

Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the Public Hearing be continued to April 14, 2016.
(Voted Unanimously)

5. UNFINISHED BUSINESS

None

6. NEW BUSINESS

a. New Licenses and Permits

Motels/Hotels/Guest Houses

[Shivashakti, Inc](#)

dba: Traveltel Motel (7)

137 Post Rd

Present: George Comolli, Esq., representing applicant

Attorney Comolli explained that the applicant is seeking to reopen the Traveltel Motel and that all approvals have been obtained.

Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the aforesaid license be granted subject to the prior approval of proper authorities. (Voted Unanimously)

One Time Events

[Spring Fest](#)

Misquamicut Business Association

State Beach

(May, 13, 2016 - 5:00 p.m. to 11:00 p.m.

May 14, 2016 - 11:00 a.m. to 11:00 p.m.

May 15, 2016 - 11:00 a.m. to 6:00 p.m.)

[Fall Fest](#)


Misquamicut Business Association

State Beach

(Sept, 16, 2016 - 5:00 p.m. to 11:00 p.m.)

Sept. 17, 2016 - 11:00 a.m. to 11:00 p.m.
 Sept. 18, 2016 - 11:00 a.m. to 6:00 p.m.)

Motion by Mr. Cardiff, Seconded by Mr. Hauser, that the aforesaid licenses be granted subject to the prior approval of proper authorities. (Voted Unanimously)

Class F-1 (Full) 

Wine, Beer & Spirit Tasting


WHS Alumni Scholarship Fund

Bradford Citizens Club

(April 8, 2016 - 6:00 p.m. to 8:00 p.m.)

124 Woody Hill Rd

Motion by Mr. Nigrelli, Seconded by Mr. Hauser, that the aforesaid license be granted subject to the prior approval of proper authorities. (Voted Unanimously)

Liquor Class F (Beer & Wine) 

Chamber Business After Hours

ServPro

(April 13, 2016 - 5:00 p.m. to 7:00 p.m.)

67 Tom Harvey Rd

Chamber Business After Hours

Westerly Library

(July 13, 2016 - 5:00 p.m. to 7:00 p.m.)

44 Broad St

Chamber Business After Hours

Coppola's of Watch Hill

(August 10, 2016 - 5:00 p.m. to 7:00 p.m.)

97 Bay St

Chamber Business After Hours

Uptown Salon

(November 9, 2016 - 5:00 p.m. to 7:00 p.m.)

31 Post Rd

Chamber Business After Hours

Artist's Co-Op Gallery of Westerly

(December 14, 2016 - 5:00 p.m. to 7:00 p.m.)

7 Canal St

Motion by Mr. Hauser, Seconded by Mr. Nigrelli, that that the aforesaid licenses be granted subject to the prior approval of proper authorities. (Voted Unanimously)

b. Renewals 

Parking Lots

300 Atlantic (7)

Alfie's Beach Store (19)

Alfie's Arcade Variety (7)

Andrea Hotel (34)

Andrea Hotel (68)

Anthony's (37)

Atlantic Beach Park (76)

Atlantic Entertainment (32)

Bayview Fun Park (92)

Beach Bums (9)

Beachcomber Agency (33)

Breezeway Beach (20)

Cardinal Bait & Tackle (16)

Dunes Park (138)

Flyhawk (118)

Jim Pucci's Trailer Park (74)

Maria's Seaside Cafe (42)

298-300 Atlantic Ave

156 Atlantic Ave

139 Atlantic Ave

89 Atlantic Ave

92-96 Atlantic Ave

144 Atlantic Ave

337 Atlantic Ave

128-130 Atlantic Ave

338 Atlantic Ave

142 Atlantic Ave

10 Winnapaug Rd

137 Atlantic Ave

664 Atlantic Ave

665 Atlantic Ave


302-310 Atlantic Ave

347 Atlantic Ave

132 Atlantic Ave

Misquamicut Fire Dist (54)	103 Atlantic Ave
Misquamicut Fire Dist (51)	121 Atlantic Ave
Ocean View Motel (12)	3 Montauk Ave
Ocean View Motel (9)	140 Atlantic Ave
Paddy's (87)	162 Atlantic Ave
Sam's Beach (33)	301 Atlantic Ave
Sandy's Lighthouse (50)	148 Atlantic Ave
Town of Westerly (99)	311 Atlantic Ave
Town of Westerly (128)	316 Atlantic Ave
Town of Westerly (144)	358 Atlantic Ave
Town of Westerly (124)	365 Atlantic Ave
Watch Hill Limited Partnership (152)	1 Bay St

Motion by Mr. Nigrelli, Seconded by Mr. Cardiff, that the aforesaid licenses be granted subject to the prior approval of proper authorities. (Voted Unanimously)

c. Ratify & Confirm 

<u>Class F-1 (Full Liquor)</u> The Best Is Yet To Come Dinner/Dance Immaculate Conception Church Westerly Armory (April 2, 2016 - 6:00 p.m. to 10:00 p.m.)	1 Dixon St
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Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the action of the Town Clerk in granting the aforesaid license be ratified and confirmed. (Voted Unanimously)

<u>Class F (Beer & Wine)</u> Business After Hours Ocean Community Chamber of Commerce (March 9, 2016 - 5:00 p.m. to 7:00 p.m.)	12 Gavitt Ave
Easter Polish Supper St. Clare Parish (April 10, 2016 - 4:00 p.m. to 8:00 p.m.)	Crandall Ave

Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the action of the Town Clerk in granting the aforesaid license be ratified and confirmed. (Voted Unanimously)

d. Order Advertise for Public Hearing - April 14, 2016 

<u>Outside Entertainment (May 1 through October 31, 2016)</u> Andrea Hotel, Inc. dba: Andrea Hotel	89 Atlantic Ave
Fun-One, Inc. dba: Paddy's Tiki Beach	159 Atlantic Ave
Atlantic Beach Park dba: Windjammer	321 Atlantic Ave
Ocean House Management LLC dba: Ocean House	2 Bluff Ave
SJD Enterprises LLC dba: Sandy's Lighthouse	148 Atlantic Ave

Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the aforesaid license applications be ordered advertised for Public Hearing on April 14, 2016. (Voted Unanimously)

<u>Coin-Operated Devices - (5)</u> Westerly OL, LLC dba: Orange Leaf	116 Granite St. Unit 10
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Motion by Mr. Hauser, Seconded by Mr. Cardiff, that the aforesaid license application be ordered advertised for Public Hearing on April 14, 2016. (Voted Unanimously)

7. COMMUNICATIONS 

a. Correspondence

None

b. Town Solicitor Report

None

8. ADJOURNMENT 

10:10 A.M. Voted Unanimously to adjourn.

ATTEST:



Donna L. Giordano, MMC
Licensing Board Clerk

Details of the aforesaid proceedings are video streamed and available on the Town of Westerly website.